

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	
	)	<b>Group Art Unit:</b> 3622
<b>ISHIKAWA, Mark M.</b>	)	
	)	<b>Examiner:</b> Arthur D. Duran
<b>Serial No.:</b> 09/821,259	)	
	)	<b>Confirmation No.</b> 7236
<b>Filed:</b> March 29, 2001	)	
	)	<b>Customer No.</b> 34313
<b>For: SYSTEM, METHOD AND APPARATUS</b>	)	
<b>FOR AUTHENTICATING THE</b>	)	
<b>DISTRIBUTION OF DATA</b>	)	

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

REQUEST FOR REFUND

Dear Sir:

Applicant hereby notifies the U.S. Patent & Trademark Office ("USPTO") that the subject application is entitled to a refund. Applicant incorrectly charged Orrick's Deposit Account in the amount of \$105.00 for one independent claim in excess of three independent claims instead of one dependent claim in excess of twenty. Specifically:

1. On August 8, 2008, Applicant filed an Amendment and Response and incorrectly charged Orrick's Deposit Account in the amount of \$105.00 for one independent claim in excess of three independent claims. Attached as **Exhibit A** is a copy of Orrick's Deposit Account Statement for August 2008.

2. The correct charge for the application should be one dependent claim in excess of 20 in the amount of \$25.00, not \$105.00. Applicant submits that the filing fee for the RCE filed on October 31, 2007 as Small Entity Status paid for a total of 20 claims and three independent claims.

Therefore, applicant respectfully requests a refund in the amount of **\$80.00** be credited to the Orrick's Deposit Account. The Commissioner is hereby authorized to charge any fees or credit any overpayments to **Deposit Account 15-0665**.

This request for refund is being timely filed within three months of the date of this Statement.

Respectfully submitted,

Dated: August 13, 2008

By:   
Davin M. Stockwell  
Reg. No. 41,334  
Attorneys for Applicant

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## **EXHIBIT A**



**United States  
Patent and  
Trademark Office**

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**Deposit Account Statement**

**Requested Statement Month:** August 2008  
**Deposit Account Number:** 150665  
**Name:** ORRICK HERRINGTON & SUTCLIFFE LLP  
**Attention:**  
**Street Address 1:** 4 PARK PLAZA, SUITE 1600  
**Street Address 2:**  
**City:** IRVINE  
**State:** CA  
**Zip:** 92614-2558  
**Country:** UNITED STATES

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DATE SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
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\$105.00

\$25,774.95